

EXHIBIT A

THE HONONORABLE JAMAL N. WHITEHEAD

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

JOHN ELLIOTT, RICARDO
CAMARGO, JAVIER ROVIRA, and
BRADLEY SMITH,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01218-JNW

**JOINT MOTION TO CONSOLIDATE RELATED
ACTIONS UNDER LOCAL CIVIL RULE 42**

NOTE ON MOTION CALENDAR:

November 8, 2024

CONNOR HEPLER and AARON
LANCASTER, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01735-JNW

BRANDON DRAKE and ERIC
SAAVEDRA, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01743-MLP

1 Pursuant to Local Civil Rule 42(a), Plaintiffs John Elliott, Ricardo Camargo, Javier Rovira,
2 and Bradley Smith (“*Elliott* Plaintiffs”); Connor Hepler and Aaron Lancaster (“*Hepler* Plaintiffs”);
3 and Brandon Drake and Eric Saavedra (“*Drake* Plaintiffs”) respectfully submit this Joint Motion to
4 Consolidate Related Actions. This Joint Motion seeks to consolidate three related actions: *Elliott et*
5 *al. v. Valve Corporation*, No. 2:24-cv-01218-JNW (W.D. Wash.), *Hepler et al. v. Valve*
6 *Corporation*, No. 2:24-cv-01735-JNW (W.D. Wash.), and *Drake et al. v. Valve Corporation*, No.
7 2:24-cv-01743-MLP (W.D. Wash.).

8 *Elliott* and *Hepler* are currently pending before this Court. *Drake* is currently pending before
9 Hon. Michelle L. Peterson in this District. *Elliott*, *Hepler*, and *Drake* are putative class actions on
10 behalf of PC video game consumers, alleging that a common defendant—Valve Corporation—has
11 used anticompetitive restraints of trade to unlawfully monopolize the market for PC game
12 distribution and harm consumers. Consolidating these cases pursuant to Local Civil Rule 42(a) will
13 promote efficiency and conserve the Court’s and the parties’ resources.

14 Movants therefore respectfully request that the Court consolidate the *Hepler* and *Drake*
15 actions into the lower-numbered *Elliott* action, under the master caption *In re Valve Consumer*
16 *Antitrust Litigation*. Movants do not believe consolidation with the consolidated PC game publisher
17 class action *In re Valve Antitrust Litigation*, No. 2:21-cv-00563 (W.D. Wash), is appropriate at this
18 time but understand the Court will consider this question separately pursuant to its own briefing
19 schedule. Movants have met and conferred with defendant Valve pursuant to Local Civil Rule 42(b).
20 Valve states that it “supports consolidation of the consumer class action cases generally, but believes
21 that the Colvin Plaintiffs’ case should be included in the proposed consolidated matter. *See Wolfire*
22 *Dkt. 376.*”

1 DATED this 8th day of November, 2024

2 /s/ Steve W. Berman

3 Steve W. Berman (WSBA No. 12536)
4 Xiaoyi Fan (WSBA No. 56703)
5 HAGENS BERMAN SOBOL SHAPIRO LLP
6 1301 Second Avenue, Suite 2000
7 Seattle, WA 98101
8 Telephone: (206) 623-7292
9 Facsimile: (206) 623-0594
10 E-mail: steve@hbsslaw.com
11 E-mail: kellyf@hbsslaw.com

12 Ben M. Harrington (*pro hac vice*)
13 HAGENS BERMAN SOBOL SHAPIRO LLP
14 715 Hearst Avenue, Suite 300
15 Berkeley, CA 94710
16 Telephone: (510) 725-3034
17 Facsimile: (510) 725-3001 fax
18 E-mail: benh@hbsslaw.com

19 William Ward Bucher IV (*pro hac vice*
20 forthcoming)
21 BUCHER LAW PLLC
22 350 Northern Blvd, Ste. 324 -1519
23 Albany, NY 12204-1000
24 Telephone: (202) 997-3029
25 Email: will@bucherlawfirm.com

26 *Attorneys for the Elliott Plaintiffs*

Brent W. Johnson (*pro hac vice*)
Benjamin D. Brown (*pro hac vice*)
Robert W. Cobbs (*pro hac vice*)
COHEN MILSTEIN SELLERS & TOLL PLLC
1100 New York Ave. NW, Fifth Floor
Washington, DC 20005
(202) 408-4600
bbrown@cohenmilstein.com
bjohnson@cohenmilstein.com
rcobbs@cohenmilstein.com

Christopher J. Bateman (*pro hac vice*)
Daniel Gifford (*pro hac vice*)
COHEN MILSTEIN SELLERS & TOLL PLLC
88 Pine St., 14th Floor
New York, NY 10005
Tel: (212) 838-7797
Fax: (212) 838-7745
cbateman@cohenmilstein.com
dgifford@cohenmilstein.com

Corrie Yackulic (WSBA No. 16063)
 CORRIE YACKULIC LAW LLC
 110 Prefontaine Place S., Suite 304
 Seattle, WA 98104
 Tel: (206) 787-1915
 corrie@cjylaw.com

Attorneys for the Hepler Plaintiffs

Michael C. Dell'Angelo (*pro hac vice*)
 Candice J. Enders (*pro hac vice*)
 Zachary D. Caplan (*pro hac vice* forthcoming)
 Julia McGrath (*pro hac vice* forthcoming)
 Najah A. Jacobs (*pro hac vice* forthcoming)
 Jeremy Gradwohl (*pro hac vice* forthcoming)
 Sarah Zimmerman (*pro hac vice* forthcoming)
 BERGER MONTAGUE PC
 1818 Market Street
 Philadelphia, PA 19103
 Phone: (215) 875-3000
 mdellangelo@bm.net
 cenders@bm.net
 zcaplan@bm.net
 jmcgrath@bm.net
 jgradwohl@bm.net
 szimmerman@bm.net

Karin B. Swope, WSBA No. 24015
 Thomas E. Loeser, WSBA No. 38701
 COTCHETT, PITRE & MCCARTHY, LLP
 999 N. Northlake Way, Suite 215
 Seattle, WA 98103
 Phone: (206) 802-1272
 Fax: (650) 697-0577
 kswope@cpmlegal.com
 tloeser@cpmlegal.com

Derek W. Loeser, WSBA No. 24274
 David Ko, WSBA No. 38299
 Ryan McDevitt, WSBA No. 43305
 KELLER ROHRBACK L.L.P.
 1201 Third Avenue, Suite 3400
 Seattle, WA 98101
 Phone: (206) 623-1900
 dloeser@kellerrohrback.com
 dko@kellerrohrback.com
 rmcdevitt@kellerrohrback.com

Attorneys for the Drake Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all CM/ECF recipients.

Dated: November 8, 2024

/s/ Steve W. Berman

Steve W. Berman